

CIVIL DOCKET

DAUGHERTY

70-C-135

UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS					
<p>Jack Story, John Story and Melba Story</p> <p>vs</p> <p>United States of America, its agents, officers and employees; John H. Chaffee, Secretary of the Army,</p> <p>and</p> <p>David A. Helms, Chief, Real Estate Division Department of the Army, Tulsa District, Corps of Engineers</p>		<p>For plaintiff:</p> <p>Ted Foster, Jr., Larry D. Patton Kerr, Davis, Irvine, Burbage & Foster 1500 Kermac Building Oklahoma City, Oklahoma 73102 405-236-8413</p> <p>For defendant:</p> <p>Nathan G. Graham Hubert A. Marlow 460 U.S. Courthouse, Tulsa</p> <p>Frank E. McAnear Department of Justice Washington, D. C. 20530</p>					
STATISTICAL RECORD	COSTS			DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 5-1-70	Clerk			4-28-70	Foster	15 00	
				4-30-70	CD 47		15 00
J.S. 6 mailed 6-1-70	Marshal						
Basis of Action: Injunction	Docket fee						
	Witness fees						
Action arose at: Tulsa	Depositions						

DATE	PROCEEDINGS	Date Order or Judgment Noted
4-28-70	Motion for temporary restraining order, filed. m	
4-29-70	Order to show cause and temporary restraining order pending hearing thereon, set for 5-8-70 at 2:00 p.m., filed. (FD-J)m Summons ^{Order} issued.	
5-1-70	Return on service of writ, filed: served Order to Show Cause & Temp. Restraining Order on U.S. Attorney & mailed 2 copies to Atty. General, David A. Helms, Corp of Engr., at Tulsa on 4-29-70. (USM \$6.00)g	
5-7-70	Subpoena to produce document, returned & filed: served David Helms at Tulsa, on 5-6-70. (USM \$2.00)g	
5-7-70	Defendant's motion to dismiss, filed. m <i>mailed</i>	
5-7-70	Brief in support of deft's motion to dismiss, filed. m <i>mailed</i>	
5-7-70	Continuance of temporary restraining order and of hearing on request for temporary injunction, that TRO entered 4-29-70 & subpoena duces tecum served on deft. Helms shall both remain in effect until date set for hearing on preliminary injunction, & said hearing shall be at 2:00 p.m. 5-15-70, filed. (FD-J)m (copies mailed)	
5-11-70	Case set for hearing on preliminary and permanent injunction, combined) at 2:00 P.M., Friday, May 15, 1970. (FD-J)g	
5-11-70	Motion for Production of Documents and Things for Inspection, Copying or Photographing, filed. js of pltf.	
5-11-70	Brief in Support of Motion for Production, filed. js	
5-12-70	Plaintiff's Brief in Response to Deft.s Motion to Dismiss, filed. js	
5-12-70	Brief in Support of Motion and Prayer for Preliminary Injunction by Plaintiff, filed. js	
5-14-70	Deft's reply to pltf's' briefs, filed. m	
5-14-70	Deft's response to pltf's' motion for production of documents, etc., filed. m	
5-15-70	Hearing held on preliminary and permanent injunction. Injunction dismissed and deft's motion to dismiss sustained. Order prepared, signed and filed. (FD-J)m	
5-15-70	Order that deft's motion to dismiss is sustained and pltf's' proceedings are dismissed without prejudice, filed and entered. (FD-J)m (copies delivered)	